

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

THE STATE OF OREGON, by and through) Case No.: 4:12-cv-01836
the OREGON STATE TREASURER on)
behalf of the COMMON SCHOOL FUND,)
the HIGHER EDUCATION)
ENDOWMENT FUND, and, together with)
the OREGON PUBLIC EMPLOYEE)
RETIREMENT BOARD on behalf of the)
OREGON PUBLIC EMPLOYEE)
RETIREMENT FUND,)
Plaintiff,)
v.)
BP p.l.c., et al.,)
Defendants.)
In re BP p.l.c. Securities Litigation) MDL No. 2185
Hon. Keith P. Ellison

STIPULATION AND ORDER RE: DISMISSAL OF ACTION

WHEREAS, on December 21, 2012, Defendants in the above-captioned action moved to dismiss Plaintiff the State of Oregon's ("Plaintiff") Complaint;

WHEREAS, on February 15, 2013, this action was stayed (Doc. 58) pending this Court's decision on the issue of personal jurisdiction in *Glenn v. BP p.l.c.*, No. 11-cv-02941;

WHEREAS, on April 12, 2013, this Court dismissed the *Glenn* action for, *inter alia*, lack of personal jurisdiction;

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned parties that:

1. Pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, this action is dismissed without prejudice.

2. The statute of limitations for claims that were or could have been asserted in this action was not tolled during the time from the filing of Plaintiff's Complaint on April 19, 2012, to the dismissal of this action. This provision shall not impact any tolling that may (or may not) be available as a result of claims asserted in the purported class action entitled *In re BP plc Securities Litigation*, No. 10-md-2185 (S.D. Tex.).

3. All parties shall bear their own costs and fees.

4. Plaintiff does not waive any rights or claims, and, in particular, this stipulation shall have no effect on Plaintiff's rights as a member of a proposed class in *In re BP plc Securities Litigation*, No. 10-md-2185 (S.D. Tex.).

Dated: May 9, 2013

STIPULATED AND AGREED:

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IT IS SO ORDERED.

Signed: May 9, 2013


HON. KEITH P. ELLISON
UNITED STATES DISTRICT JUDGE